

Adopted	Rejected
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COMMITTEE REPORT

YES:	9
NO:	0

MR. SPEAKER:

*Your Committee on Insurance, to which was referred House Bill 1036, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, delete lines 7 through 17, begin a new paragraph and insert:
- 2 "SECTION 2. IC 9-25-10 IS ADDED TO THE INDIANA CODE
- 3 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2008]:
- 5 **Chapter 10. Previously Uninsured Motorist Registry**
- 6 **Sec. 1. As used in this chapter, "conviction" refers to a**
- 7 **conviction for operating a motor vehicle without financial**
- 8 **responsibility in violation of IC 9-25.**
- 9 **Sec. 2. As used in this chapter, "previously uninsured motorist"**
- 10 **refers to a person:**
- 11 **(1) against whom a judgment is entered for; or**
- 12 **(2) who is convicted of;**
- 13 **operating a motor vehicle without financial responsibility in**
- 14 **violation of IC 9-25 after June 30, 2008.**
- 15 **Sec. 3. As used in this chapter, "registry" refers to the electronic**
- 16 **registry of previously uninsured motorist established under section**

1 **4 of this chapter.**

2 **Sec. 4. The bureau shall establish an electronic registry of**
3 **previously uninsured motorists to facilitate the random and**
4 **periodic verification by the bureau of compliance with IC 9-25.**

5 **Sec. 5. The bureau shall adopt rules under IC 4-22-2 to**
6 **implement this chapter. Rules adopted under this section must do**
7 **the following:**

8 **(1) Establish the method of random selection of names of**
9 **previously uninsured motorists from the registry.**

10 **(2) Establish the methods by which the bureau may request**
11 **evidence of financial responsibility from a previously**
12 **uninsured motorist whose name was randomly selected from**
13 **the registry.**

14 **(3) Establish the methods by which a previously uninsured**
15 **motorist may respond to the bureau's request for evidence of**
16 **financial responsibility.**

17 **(4) Establish a schedule for the entry, updating, and timely**
18 **removal of names on or from the registry.**

19 **Sec. 6. The failure by a previously uninsured motorist to**
20 **respond to the bureau's request for verification of financial**
21 **responsibility under this chapter constitutes prima facie evidence**
22 **of operating a motor vehicle without financial responsibility in**
23 **violation of IC 9-25.**

24 **Sec. 7. (a) The bureau shall remove the name of a previously**
25 **uninsured motorist from the registry not more than five (5) years**
26 **after the date on which the conviction for which the motorist's**
27 **name is maintained on the registry was entered against the**
28 **motorist.**

29 **(b) If a previously uninsured motorist is convicted of a second**
30 **or subsequent offense under IC 9-25, the bureau shall remove the**
31 **motorist's name from the registry not more than five (5) years**
32 **after the date on which the second or subsequent conviction is**
33 **entered."**

34 Delete page 2.

35 Page 3, delete lines 1 through 18.

- 1 Page 4, delete lines 32 through 42.
- 2 Delete page 5.
- 3 Renumber all SECTIONS consecutively.
(Reference is to HB 1036 as introduced.)

and when so amended that said bill do pass.

Representative Fry